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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,  
12 Plaintiff,  
13 v.  
14 RIGOBERTO GUERRA-SALCEDO, and  
RAYMOND LEON RODRIGUEZ,  
15 Defendants.  
16

CASE NO. 2:20-CR-00089-WBS

STIPULATION REGARDING EXCLUDABLE  
TIME PERIODS UNDER SPEEDY TRIAL  
ACT; FINDINGS AND ORDER

DATE: February 22, 2021

TIME: 9:00 a.m.

COURT: Hon. William B. Shubb

17  
18 **STIPULATION**

19 1. By previous order, this matter was set for status on February 22, 2021.

20 2. By this stipulation, defendants now move to continue the status conference  
21 until May 10, 2021 at 9:00 a.m., and to exclude time between February 22, 2021, and May  
22 10, 2021 at 9:00 a.m., under Local Code T4.

23 3. The parties agree and stipulate, and request that the Court find the  
24 following:

25 a) The government has represented that the discovery associated with  
26 this case includes investigative reports, photographs, and audio recordings. All of  
27 this discovery has been either produced directly to counsel and/or made available  
28 for inspection and copying.

b) Counsel for defendants desire additional time review the discovery, conduct defense investigation, meet with their respective clients, and otherwise prepare for trial in this matter.

c) Counsel for defendants believe that failure to grant the above-requested continuance would deny them the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

d) The government does not object to the continuance.

e) Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act.

f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of February 22, 2021 to May 10, 2021 at 9:00 a.m., inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: February 16, 2021

McGREGOR W. SCOTT  
United States Attorney

/s/ JUSTIN L. LEE  
JUSTIN L. LEE  
Assistant United States Attorney

Dated: February 16, 2021

/s/ JONATHAN GONZALES

JONATHAN GONZALES  
Counsel for Defendant  
Rigoberto Guerra-Salcedo


Dated: February 16, 2021

/s/ PHIL COZENS  
PHIL COZENS  
Counsel for Defendant  
Raymond Rodriguez

### FINDINGS AND ORDER

IT IS SO FOUND AND ORDERED.

Dated: February 17, 2021

  
WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE